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In re Application of:	:	
GIERSCHIK, Thomas, et al.	:	
U.S. Application No.: 10/527,714	:	
PCT No.: PCT/EP03/10173	:	COMMUNICATION
International Filing Date: 12 September 2003	:	REGARDING SECOND
Priority Date: 13 September 2002	:	SUBMISSION UNDER
Attorney's Docket No.: 449122080300	:	37 CFR 1.42
For: COMMUNICATIONS NETWORK PLANNING	:	
SYSTEM, METHOD FOR CREATING	:	
COMMUNICATION NETWORKS DIAGRAMS	:	
AND CONTROL PROGRAM FOR A	:	
COMMUNICATIONS NETWORK PLANNING	:	
SYSTEM	:	

In a communication mailed by this Office on 24 March 2006, the declaration filed on behalf of deceased inventor Rudolf KUCHLER was dismissed for failure to satisfy 37 CFR 1.42 and 1.497. Specifically, the declaration did not include an English translation of the title, and the submission did not confirm that the two heirs executing the declaration on behalf of the deceased inventor were the deceased inventor's sole heirs.

On 22 May 2006, applicants filed a response to the previous communication that included an English translation of the title of the application and a statement that "the heirs of the deceased inventor, Mr. Rudolf KUCHLER are his father, Mr. Helmut KUCHLER and his mother, Mrs. Maria KUCHLER."

The 22 May 2006 submission satisfies the requirements set forth in the previous Communication. The request for status under 37 CFR 1.42 is therefore appropriately **GRANTED**.

The submission of the declaration executed by the heirs of the deceased inventor is hereby construed as an indication that no legal representative of the deceased's estate has been appointed and that no legal representative is required by applicable law to be appointed. If this interpretation is incorrect, applicant is required to promptly notify the Office of such and to submit a declaration properly executed by the legal representative of the deceased inventor in response to this decision.

The application will be forwarded to the National Stage Processing Branch of the Office of PCT Operations for further processing in accordance with this decision. The date under 35 U.S.C. 371(c)(1), (c)(2), and (c)(4) is 06 January 2006.



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